

**CROWNPOINT****03-19-028062****10/02/2019****Incident Report Form****DISORDERLY CONDUCT****Primary Officer: JAMES DAN, JR. - T 3002**

<input type="checkbox"/> Juvenile Involved	<input type="checkbox"/> Investigation	<input type="checkbox"/> Video Available	<input type="checkbox"/> Gang Related	<input type="checkbox"/> Paperless
<input type="checkbox"/> Domestic Related	<input checked="" type="checkbox"/> Suspects	<input type="checkbox"/> Bias Crime	<input type="checkbox"/> Accident	<input type="checkbox"/> Administrative
<input checked="" type="checkbox"/> Alcohol Involved	<input checked="" type="checkbox"/> Arrests Made	<input checked="" type="checkbox"/> Drugs Involved	<input type="checkbox"/> Ready for DA / Prosecutor	<input type="checkbox"/> Alarm Activated

Log Number <b>03-19-028062</b>	Incident Number	File Number <b>CD-19-28917</b>	Case Number	UCR
Incident Type <b>DISORDERLY CONDUCT</b>			Dispatcher <b>MD2907</b>	Source <b>P</b>
			District <b>3EA</b>	Status <b>CLOSED</b>

Incident Date / Times						Incident Occurred At or Between					
Date Received <b>10/02/2019</b>	Day Rec'd <b>Wednesday</b>	Rcvd <b>1941</b>	Disp <b>1947</b>	Arrv <b>1950</b>	Cld <b>2114</b>	Earliest Date and Time <b>10/02/2019 1918 (Wednesday)</b>			Latest Date and Time <b>10/02/2019 2115 (Wednesday)</b>		

Disposition <b>A</b> <b>ARREST MADE</b>		Cleared by Exception		<input type="checkbox"/> Suspended	
UCR Clearance		UCR Occur Date	UCR Clear Date	UCR Count	UCR Human Traffic Code
					UCR HT Count <b>0</b>

Location		<input type="checkbox"/> Intersection	
<b>TOHAJIILEE NM</b>		Cross Street	
Municipality:		GPS Loc X <b>0</b>	GPS Loc Y <b>0</b>
Business Name		Premise Code <b>HOME</b>	Arson Value
		<b>RESIDENCE</b>	
Gang		Weather	

Modus Operandi Coding		Victim:	
Entry:		Property:	
Exit:		Area:	
Method:		Time of Day:	

## WEAPON USED:

Caller / Complainant Type    **Normal** ☒    **Anonymous** ☐    **Hangup** ☐    **Refused** ☐

**INVOLVED PERSONS****ARRESTED****CODE: ARR**

Name (Last, First, Middle) - Address <b>GUTIERREZ, JOSHUA</b>		Juvenile <input type="checkbox"/>	Date of Birth	Age	Race <b>I</b>	Sex <b>M</b>	Ethnic	Social Security Number
			Weight	Height	Hair	Eyes	Phone Number	
			Driver License Number		State	Class	Expiration Date	
		ID Provided		ID Detail				

## Link Comments

**DOMESTIC PARTNER****CODE: DOM****GOVERNMENT  
EXHIBIT****1****03-19-028062****10/02/2019****APPROVED BY: TOMMY L. ROGERS****APPROVED ON: 10/25/2019****PAGE 1**

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**CROWNPOINT****03-19-028062****10/02/2019****Incident Report Form****DISORDERLY CONDUCT****INVOLVED PERSONS****DOMESTIC PARTNER****CODE: DOM**

Name (Last, First, Middle) - Address

Juvenile ☐

Date of Birth

Age

Race

Sex

Ethnic

Social Security Number

Weight

Height

Hair

Eyes

Phone Number

Driver License Number

State

Class

Expiration Date

ID Provided

ID Detail

Link Comments

**VICTIM****CODE: VIC**

Name (Last, First, Middle) - Address

Juvenile ☐

Date of Birth

Age

Race

Sex

Ethnic

Social Security Number

Weight

Height

Hair

Eyes

Phone Number

Driver License Number

State

Class

Expiration Date

ID Provided

ID Detail

Link Comments

Name (Last, First, Middle) - Address

Juvenile ☐

Date of Birth

Age

Race

Sex

Ethnic

Social Security Number

Weight

Height

Hair

Eyes

Phone Number

Driver License Number

State

Class

Expiration Date

ID Provided

ID Detail

Link Comments

DOB-2/8/1974

**RESPONDING / INVOLVED UNITS, OFFICERS, TIMES**

Division

Supervisor / ID

Unit Number

Officer / ID (Ofcr1 / Ofcr2)

Officer / ID (Ofcr3 / Ofcr4)

351

JAMES DAN, JR.

T 3002

343

FRED PETERS

T 3033

323

RICHARDO TOMLINSON

T 3034

363

CALVIN GUERRO

T 3024

**REVIEWS / REFERRALS**

Date Entered

Sent by ID / Name

Sent To ID

Sent Date / Time

Acknowledged

Acknowledged Date / Time

10/25/2019

T 3002 JAMES DAN, JR.

T 363

10/25/2019 2:43

☒

10/25/2019 10:07

Acknowledged By Name / ID

Disposition

Review Comments

**COMMENTS / NARRATIVES**

Title

**Police Dispatch**

Narrative Created By / Creation Date

10/02/2019

Narrative Updated By / Update On

**MYRATRICA DEVORE**

Narrative Approved By / Approved Date

Input: MD2907 10/02/2019 19:42:11 Edited: MD2907 10/02/2019 20:37:46

M42// RECEIVED A CALL FROM FEMALE REPORTING PEOPLE FIGHTING OUTSIDE THE RESIDENCE AND CP ADVISED THEY HAVE WEAPONS UNKNOWN TYPE

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10/02/2019

**Incident Report Form****DISORDERLY CONDUCT**

Input: MD2907 10/02/2019 19:42:29 Edited: MD2907 10/02/2019 20:37:56  
M42/I/ THAT LOCATIOB IS BY THE CHAPTER HOUSE

Input: MD2907 10/02/2019 19:42:37 Edited: MD2907 10/02/2019 19:46:23  
351/I/ LOWER NHA ETA 5-10 MINUTES

Input: MD2907 10/02/2019 19:45:00 Edited: MD2907 10/02/2019 20:38:07  
M42/I/ 101 CALLED BACK AND ADVISED THEY ALL FIGHTING NOW

Input: MD2907 10/02/2019 19:47:11 Edited: MD2907 10/02/2019 20:38:16  
DISPATCHER- CALLED NMSP AND THEY ADVISED NO UNITS TO ASSIST

Input: MD2907 10/02/2019 19:47:24 Edited: MD2907 10/02/2019 19:47:24  
351/I/ BE 19 WITH RIFLE

Input: MD2907 10/02/2019 19:49:37 Edited: MD2907 10/02/2019 19:49:37  
351/I/ IM IN THE HOUSINGS AREA

Input: MD2907 10/02/2019 19:49:43 Edited: MD2907 10/02/2019 19:49:52  
351/I/ IM ON [REDACTED]

Input: MD2907 10/02/2019 19:50:17 Edited: MD2907 10/02/2019 19:50:57  
351/I/ 97 AT HSE [REDACTED]

Input: MD2907 10/02/2019 19:50:32 Edited: MD2907 10/02/2019 19:58:20  
10-3 ON [REDACTED]

Input: MD2907 10/02/2019 19:52:36 Edited: MD2907 10/02/2019 20:38:33  
351/I/ SUBJECT IS DETAINED RIGHT NOW IM CODE 4 HAVE THAT SUBJECT IS ON GROUND NO  
SHIRT WITH RED SHORTS

Input: MD2907 10/02/2019 19:54:40 Edited: MD2907 10/02/2019 20:38:42  
351/I/ DO YOU HAVE 55 19 MALE ADVISED HE CANT GET UP

Input: MD2907 10/02/2019 19:56:59 Edited: MD2907 10/02/2019 20:00:06  
U30/I/ WHO IS THE SGT? HAVE HIM SEND ANOTHER UNIT OUT EAST

Input: MD2907 10/02/2019 19:57:13 Edited: MD2907 10/02/2019 19:57:13  
INFORMED 340

Input: MD2907 10/02/2019 19:57:31 Edited: MD2907 10/02/2019 20:10:05  
351/I/ MALE IS SPITTING UP BLOOD HAVE 55 19

Input: MD2907 10/02/2019 19:57:51 Edited: MD2907 10/02/2019 19:57:51  
M42/I/ DIRECT AND 10-19

Input: MD2907 10/02/2019 19:59:10 Edited: MD2907 10/02/2019 20:10:24  
343/I/ 10-19 CODE 3

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10/02/2019

**Incident Report Form****DISORDERLY CONDUCT**

Input: MD2907 10/02/2019 20:00:18 Edited: MD2907 10/02/2019 20:02:34  
323// 10-8 AND 10-19 CODE 3

Input: MD2907 10/02/2019 20:06:01 Edited: MD2907 10/02/2019 20:06:39  
351// SUBJECT IS JOSHUA CATERUS [REDACTED] 98 [REDACTED] EMS HAS THE SUBJECT  
MALE COULDN'T STAND HAS BACK PAINS

Input: MD2907 10/02/2019 20:09:26 Edited: MD2907 10/02/2019 20:09:46  
M42// TRANSPORTING ONE

Input: MD2907 10/02/2019 20:11:03 Edited: MD2907 10/02/2019 20:11:03  
351// EMS US TAKING THAT SUBJECT RA 12 OR 21

Input: MD2907 10/02/2019 20:11:44 Edited: MD2907 10/02/2019 20:13:21  
351// IM 10-19 TO THAT RESIDENCE BROTHER GOING TO CHECK THAT 42 ALSO A KNIFE ON  
GRAVEL ROAD AND ALSO HAD ANOTHER SOFT OBJECT

Input: MD2907 10/02/2019 20:12:03 Edited: MD2907 10/02/2019 20:12:29  
343// BE EAST ON I40

Input: MD2907 10/02/2019 20:13:48 Edited: MD2907 10/02/2019 20:13:48  
351// STEEL PIPE WITH A HOSE AROUND IT HAS A HANDLE

Input: MD2907 10/02/2019 20:14:20 Edited: MD2907 10/02/2019 20:14:38  
351// GRAY COLOR TRAILOR RT 56 BE 97

Input: MD2907 10/02/2019 20:14:26 Edited: MD2907 10/02/2019 20:14:26  
351// RA 21

Input: MD2907 10/02/2019 20:15:43 Edited: MD2907 10/02/2019 20:15:43  
323// CONTINUE SOUTH OF SMITH LAKE

Input: MD2907 10/02/2019 20:16:01 Edited: MD2907 10/02/2019 20:16:53  
363// IM AT MP 156 ON I40

Input: MD2907 10/02/2019 20:16:40 Edited: MD2907 10/02/2019 20:16:40  
351// TRY THE FRONT DOOR

Input: MD2907 10/02/2019 20:17:58 Edited: MD2907 10/02/2019 20:22:05  
351// TRYING TO CALL THE SUBJECTS BY PA SYSTEM NOBODY COMING UP THERE WAS A  
LIGHT BY WINDOW THAT WAS ON

Input: MD2907 10/02/2019 20:19:11 Edited: MD2907 10/02/2019 20:20:18  
351// GOING TO FRONT DOOR HAVE MY RIFLE WITH ME

Input: MD2907 10/02/2019 20:23:07 Edited: MD2907 10/02/2019 20:23:07  
PROGRESS OF ASSIGNMENT

Input: MD2907 10/02/2019 20:23:57 Edited: MD2907 10/02/2019 20:24:35  
351// L [REDACTED] W [REDACTED] CAME OUT OF TRAILOR ADVISED 101 ISN'T THERE S [REDACTED] P [REDACTED] HES

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CODE 4 NOT INTOX LIFT 10-3

Input: MD2907 10/02/2019 20:24:28 Edited: MD2907 10/02/2019 20:24:28  
110-3 LIFTED ON [REDACTED]Input: MD2907 10/02/2019 20:24:54 Edited: MD2907 10/02/2019 20:24:54  
340/I/ DIRECT ON CALLInput: MD2907 10/02/2019 20:25:22 Edited: MD2907 10/02/2019 20:33:14  
343/I/ DIRECT IM AT MILANInput: MD2907 10/02/2019 20:25:30 Edited: MD2907 10/02/2019 20:32:45  
363/I/ SHUTTING DOWN ON 140 ON I40Input: MD2907 10/02/2019 20:37:04 Edited: MD2907 10/02/2019 20:37:04  
U30/I/ DIRECT ON CALLInput: MD2907 10/02/2019 21:06:01 Edited: MD2907 10/02/2019 21:06:01  
363/I/ WE ARE CODE 4Input: MD2907 10/02/2019 21:13:01 Edited: MD2907 10/02/2019 21:13:33  
351/I/ A-O AT 1952 JOSHUA KATERUS AT STREET OF [REDACTED] MALE WASLAYING ON  
ROAD PROPERTY DAMAGE FOR HSE 21, UNLAWFUL CARRYING OF WEAPON AND BATTERYInput: MD2907 10/02/2019 21:13:07 Edited: MD2907 10/02/2019 21:13:07  
351/I/ BE 98**COMMENTS / NARRATIVES**

Title

**NARRATIVE**

Narrative Created By / Creation Date

**JAMES DAN, JR.****10/22/2019**

Narrative Updated By / Update On

**JAMES DAN, JR.****10/25/2019**

Narrative Approved By / Approved Date

ON THE GIVEN DATE I RESPONDED TO REPORTING PARTY THE EMERGENCY MEDICAL SERVICES OF TOHAJIILEE, NEW MEXICO. E.M.T ON DUTY CALLS CROWNPOINT POLICE DISPATCH BY RADIO AND REPORTS A FEMALE CALLER CALLED THE E.M.S OFFICE OF PEOPLE ARE FIGHTING OUTSIDE A RESIDENCE AND THEY HAVE WEAPONS UNKNOWN TYPE OF WEAPONS BEING USED IN FIGHT. LOCATION AT [REDACTED] STREET LOWER N.H.A TOHAJIILEE,NM. SUSPECT IN FIGHT IS A JOSHUA GUTIERREZ. HE WAS BATTERED BY HOMEOWNER OF THE RESIDENCE HE WAS TRYING TO BREAK INTO. HE WAS TRANSPORTED BY AMBULANCE TO UNIVERSITY OF NEW MEXICO HOSPITAL IN ALBUQUERUQE, NM. REPORT TAKEN OF INCIDENT.

ON THE SAME DAY WHILE I WAS PATROLING NEAR THE N.H.A EAST HOUSING. DISPATCH CALLED ME BY PHONE. THEY TOLD ME A SUSPECT JOSHUA GUTIERREZ IS INVOLVED IN A DOMESTIC VIOLENCE WITH HIS GIRLFRIEND C [REDACTED] P [REDACTED] AT RURAL ADDRESS [REDACTED] TOHAJIILEE, NM. THE REPORTING PARTY WAS UNKNOWN CALLER AND TOLD DISPATCH THE JOSHUA HAS A HOME MADE SHOTGUN AND HAS IT WITH HIM. AS I WAS DRIVING TO THE LOCATION ON ROUTE 57 DIRT ROAD. THE E.M.S OFFICE CALLED TO DISPATCH

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**CROWNPOINT****03-19-028062****10/02/2019****Incident Report Form****DISORDERLY CONDUCT**

BY RADIO AND TOLD DISPATCH OVER THE RADIO A FEMALE CALLER CALL THEM AND TOLD THEM OF A FIGHT AT THE LOWER N.H.A HOUSING IN THE STREETS IN TOHAJIILEE,NM. E.M.S AGAIN CALLED BY RADIO AND TOLD DISPATCH THAT THEY HAVE WEAPONS AND A SHOTGUN IS WITH ONE OF THE SUBJECT'S FIGHTING. AS I GOT ON ROUTE 56 BY THE SCHOOL I GOT MY ASIGNED AR-15 READY WITH MY KEVLAR HELMET ON BEFORE GOING TO THE AREA OF THE FIGHT.

AT 1949 HOURS I WAS IN THE AREA OF THE N.H.A LOWER HOUSING AND ON [REDACTED] I GOT NEAR THE ROUNDABOUT AND SEEN SEVERAL SUBJECTS STANDING ALONG THE [REDACTED] AND A MALE WAS LAYING ON THE GROUND WITH A NO SHIRT ON AND RED BASKETBALL SHORTS ON. I PARK THE POLICE UNIT AND WENT TOWARDS THE MALE ON THE GROUND AND PLACE HANDCUFFS ON HIM TO HIS BACK DOUBLE LOCK. THE MALE SUBJECT WAS MONING IN PAIN. HE HAD HIS I.D. CARD ON HIM AND HIS IS JUSHUA GUTIERREZ (DOB-[REDACTED] 998) OF TOHAJIILEE,NM. I WAS TELING HIM IF CAN CAN STAND ON HIS FEET? HE TOLD ME NO I CAN'T MY BACK HURTS. HE WAS STILL CRYING IN PAIN. I THAN HAD DISPATCH CALL THE E.M.S TO ASSIST WITH JUSHUA GUTIERREZ. JUSHUA STARTED TO PUKE UP HIS FOOD. AT ABOUT 2005 HOURS THE AMBULANCE ARRIVED ON SCENE. I ASSISTED WITH THE TWO FEMALE E.M.T'S ON GETTING JUSHUA ON THE GURNEY. AS WE WERE PUTING JUSHUA ON THE GURNEY HE STILL SHOWED PAIN TO HIS BODY AND COULD NOT STAND UP ON HIS OWN TWO FEET.

HE WAS TAKEN TO U.N.M HOSPITAL BY AMBULANCE. I MET WITH THE FAMILY AT LOWER N.H.A HOUSE [REDACTED] I SPOKE WITH J [REDACTED] P [REDACTED] SHE TOLD ME JUST AWHILE AGO ABOUT 7:30PM SHE WAS INSIDE THE HOUSE WITH HER GRANDCHILDREN AND HEARD SOMEONE BANGING AND KICKING THE FRONT DOOR TO THIS HOUSE. JUSHUA WAS YELLING OUT LOUD AND CUSSING AT US TO OPEN THE DOOR. HE SAID HE WAS GONNA KILL ALL OF US. J [REDACTED] TOLD ME SHE FEARED FOR HER GRANDCHILDREN. I THEN SPOKE TO A [REDACTED] L [REDACTED] WHO LIVES IN THE HOME WITH J [REDACTED] P [REDACTED] HE TOLD ME AT THE SAME TIME AS J [REDACTED] SAID. I WAS IN THE BACK CORNER ROOM WORKING ON JEWELRY. THEN I HEARD SOMEONE BANGING ON THE FRONT DOOR. I CAME OUT THE SIDE DOOR AND SAW JUSHUA GUTIERREZ BANGING AND KICKING THE FRONT HOUSE DOOR. HE BROKE THE SCREEN DOOR. I THEN WENT AFTER HIM TO STOP HIM. HE ALSO HAD THIS ON HIM. A [REDACTED] SHOW ME A METAL PIPE WITH BLACK ELECTRICAL TAPE WRAP AROUND IT WITH A HANDLE AND A BUTT STOCK TO MAKE IT LOOK LIKE A ASSAULT RIFLE.

IT WAS DARK AT THE TIME JUSHUA CAME TO THE RESIDENCE AND THE METAL PIPE MAY HAVE LOOK TO BE A ASSAULT RIFLE. I TOOK THE PIPE THAT LOOK TO BE AN ASAULT RIFLE FOR EVIDENCE. A [REDACTED] ALSO TOLD ME JUSHUA KICK HIM IN THE LEG AND A [REDACTED] FOUGHT WITH ME TO PROTECT HIS FAMILY AND GOT HIM ON THE STREET WHERE JUSHUA WAS LAYING. AT 2010 HOURS A BLACK TACTICAL POCKET KNIFE FOLDER WITH A 4 INCH BLADE AND A GLASS BREAKER ON THE END OF HANDLE WAS FOUND ON THE STREET NEAR WHERE JUSHUA GUTIERREZ WAS LAYING. IN HIS POCKET IS HAD A CAMOUFLAGE SMALL BAG AND IN IT WAS TWO GLASS SMOKING PIPES AND TWO CIGARETTE LIGHTERS AND A EXCEL HOPPY KNIFE WHICH LOOKS LIKE A WRITING PEN WITH A KNIFE ON THE END. ALL THESE ITEMS WHERE TAKING INTO EVIDENCE.

AT 1952 HOURS JUSHUA GUTIERREZ WAS ARRESTED AT [REDACTED] NEAR HOUSE [REDACTED] TOHAJIILEE,NM. HE WAS ARRESTED FOR CRIMINAL DAMAGE TO THE FRONT HOUSE OF HOUSE # [REDACTED] LOWER N.H.A.. BATTERY FOR KICKING AND FIGHTING WITH A [REDACTED] L [REDACTED] AND THE HOME OF A [REDACTED] L [REDACTED] AND UNLAWFUL USE OF A WEAPON. JUSHUA GUTIERREZ WAS CARRYING A METAL PIPE WHICH LOOK TO BE AN ASSAULT RIFLE IN THE NIGHT OF DARKNESS. CARRYING THE WEAPON IN A N.H.A HOUSING AREA. JUSHUA GUTIERREZ WAS INJURED AT THE TIME OF ARREST AND WAS TAKEN BY AMBULANCE TO THE U.N. HOSPITAL EMERGENCY ROOM IN

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**CROWNPOINT**

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**10/02/2019**

**Incident Report Form**

**DISORDERLY CONDUCT**

ALBUQUERQUE,NM. FOR INJURIES HE SUSTAINED WHILE TRYING TO BREAK INTO THE HOUSE  
[REDACTED] LOWER N.H.A. HE WILL BE SUMMONS TO THE DISTRICT COURT HOUSE OF TOHAJIILEE,NM  
FOR THE ABOVE CHARGES. NOTHING ESLE FOLLOWS ON THE ARRESTING POLICE OFFICER'S  
BEHALF.

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**10/02/2019**



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